



**FEDERAL ELECTION COMMISSION**  
**Washington, D.C. 20463**

Benjamin S. Proto, Jr.  
Attorney at Law  
2885 Main Street  
Stratford, CT 06614

**AUG 22 2017**

RE: MUR 6566  
Lisa Wilson-Foley for Congress  
and Lisa Wilson-Foley in her official  
capacity as treasurer  
Lisa Wilson-Foley

Dear Mr. Proto:

On August 17, 2017, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on behalf of Lisa Wilson-Foley for Congress and Lisa Wilson-Foley in her official capacity as treasurer in settlement of a violation of 52 U.S.C. §§ 30104(b) and 30116(f), provisions of the Federal Election Campaign Act of 1971, as amended. Also on that date, the Commission determined to take no further action as to Lisa Wilson-Foley. Accordingly, the file has been closed in this matter.

Documents related to the case will be placed on the public record within 30 days. *See* Disclosure of Certain Documents in Enforcement and Other Matters, 81 Fed. Reg. 50,702 (Aug. 2, 2016). Information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. *See* 52 U.S.C. § 30109(a)(4)(B).

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions, please contact me at (202) 694-1588.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Allen".

Mark Allen  
Assistant General Counsel

Enclosure  
Conciliation Agreement

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BEFORE THE FEDERAL ELECTION COMMISSION

2017 JUN -6 AM 10: 53

In the Matter of )

) MUR 6566

Lisa Wilson-Foley for Congress and )

Lisa Wilson-Foley in her official capacity )

as treasurer )

OFFICE OF GENERAL  
COUNSEL

CONCILIATION AGREEMENT

This matter was initiated by signed, sworn, and notarized complaint by Mike Clark in MUR 6566.<sup>1</sup> The Federal Election Commission ("Commission") found reason to believe that Lisa Wilson-Foley for Congress and its treasurer in their official capacity ("Respondents") knowingly and willfully violated 52 U.S.C. §§ 30104(b) and 30116(f), provisions of the Federal Election Campaign Act of 1971, as amended (the "Act").

NOW, THEREFORE, the Commission and the Respondents, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 52 U.S.C. § 30109(a)(4)(A)(i).

II. Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondents enter voluntarily into this agreement with the Commission.

IV. The pertinent facts in this matter are as follows:

<sup>1</sup> This matter was also initiated by a signed, sworn, and notarized complaint by Kenneth James Krayeske in MUR 6604. The Commission merged the relevant portion of MUR 6604 into MUR 6566.

A. Lisa Wilson-Foley for Congress is the principal campaign committee of Lisa Wilson-Foley, a 2012 candidate for the U.S. House of Representatives in the 5th Congressional District of Connecticut. Lisa Wilson-Foley is the current treasurer, but was not the treasurer at the time of the activity addressed in this Agreement.

B. The Act prohibits any person from making contributions in excess of the limits imposed by the Act, which, in the 2012 election cycle, barred an individual from contributing more than \$2,500 per election to a candidate and her committee. 52 U.S.C. § 30116(a). The Act also prohibits candidates and political committees from knowingly accepting a contribution in excess of these limits. 52 U.S.C. § 30116(f).

C. The Act and Commission regulations require political committees to report all contributions received, whether monetary or in-kind, during a given reporting period. 52 U.S.C. § 30104(b); 11 C.F.R. § 104.3. “Contribution” includes the payment by any person of compensation for the personal services of another person rendered to a political committee without charge for any purpose. 52 U.S.C. § 30101(8)(A)(ii); 11 C.F.R. §§ 100.52(d), 100.54.

D. A violation of the Act is considered knowing and willful if the “acts were committed with full knowledge of all the relevant facts and a recognition that the action is prohibited by law.” 122 Cong. Rec. 12,197, 12,199 (May 3, 1976); *see also United States v. Danielczyk*, 917 F. Supp. 2d 573 (E.D. Va. 2013).

1 E. Respondents received the maximum permissible contribution from Brian  
2 Foley when, between June 9, 2011 and June 16, 2011, he contributed \$2,500  
3 to the Respondents for each of the convention, primary and general elections.

4 F. Between November 2011 and April 2012, Brian Foley paid former  
5 Connecticut Governor John Rowland a total of \$30,000 for services Rowland  
6 provided to the Respondent Committee.

7 G. On March 31, 2014, in a criminal proceeding regarding the payments to  
8 Rowland, Lisa Wilson-Foley pleaded guilty to conspiracy to make illegal  
9 campaign contributions. *See* Plea Agreement, *United States v. Wilson-Foley*,  
10 No. 3:14-CR-65 (D. Conn. Mar. 31, 2014).

11 V. The parties agree to the following, for the purposes of resolving this Matter Under  
12 Review:

13 A. Respondents accepted and did not properly disclose a \$30,000 excessive in-  
14 kind contribution from Foley in the form of payments to Rowland for services  
15 he provided to the Respondents, and the Commission concluded that these  
16 actions resulted in Respondents knowingly and willfully violating 52 U.S.C.  
17 §§ 30104(b) and 30116(f).

18 VI. A. Respondents will pay a civil penalty to the Commission in the amount of  
19 Thirty-Five Thousand Dollars (\$35,000), pursuant to 52 U.S.C.  
20 § 30109(a)(5)(B).

21 B. Respondents will cease and desist from committing violations of 52 U.S.C.  
22 §§ 30104(b) and 30116(f).

23 VII. The Commission, on request of anyone filing a complaint under 52 U.S.C.

24 § 30109(a)(1) concerning the matters at issue herein or on its own motion, may review

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1 compliance with this agreement. If the Commission believes that this agreement or any  
2 requirement thereof has been violated, it may institute a civil action for relief in the United States  
3 District Court for the District of Columbia.

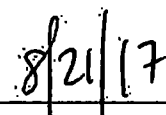
4 VIII. This agreement shall become effective as of the date that all parties hereto have  
5 executed same and the Commission has approved the entire agreement.

6 IX. Respondents shall have no more than 30 days from the date this agreement becomes  
7 effective to comply with and implement the requirements contained in this agreement and to so  
8 notify the Commission.

9 X. This Conciliation Agreement constitutes the entire agreement between the parties on  
10 the matters raised herein, and no other statement, promise, or agreement, either written or oral,  
11 made by either party or by agents of either party, that is not contained within this written  
12 agreement shall be enforceable.

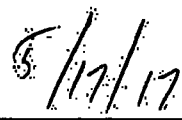
13 FOR THE COMMISSION:

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15 \_\_\_\_\_  
16 Kathleen Guith  
17 Associate General Counsel  
18 for Enforcement

  
\_\_\_\_\_  
Date

19 FOR THE RESPONDENTS:

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21 \_\_\_\_\_  
22 Benjamin S. Proto, Jr.  
Attorney for Respondents

  
\_\_\_\_\_  
Date